S.B. CRIMINAL MISC. BAIL APPLICATION NO.1979/2006
(Deva Ram Vs. State)

Date of order : 11.5.2006

HON'BLE MR. JUSTICE GOPAL KRISHAN VYAS

Mr. M.K. Garg, for the applicant.
Mr. Ashok Upadhyay, Public Prosecutor.

I have heard learned counsel for the applicant as well as learned Public Prosecutor for the State and carefully gone through the impugned order. I have also perused the challan papers as also the injury report.

It is contended by the learned counsel for the applicant that in this case, challan has already ben filed and only allegation against the present applicant is that he was one of the members of the unlawful assembly but there is no specific allegation against the applicant for inflicting any injury to the deceased. Further, it is contended that the specific allegations are against other accused persons namely Dhuda Ram and Chandra Ram. Further, as per the injury report, in all there are six injuries, out of which, four are bruises and abrasions. There are injuries upon other injured Chanda Ram and as per his statement also, no injury was inflicted by the present applicant.

Taking into consideration the facts and

circumstances of the case and without expressing any opinion, I think it just and proper to enlarge the accused-applicant on bail.

Accordingly, the application filed under Section 439 Cr.P.C. is allowed and it is directed that the applicant Deva Ram S/o Dhoora Ram shall be released on bail (in FIR No.142/2005 P.S. Sujangarh District Churu) provided he executes a personal bond in the sum of Rs.20,000/- and furnishes two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of the learned trial court for his appearance before that Court on each and every date of hearing and whenever called upon to do so, till the completion of trial.

(GOPAL KRISHAN VYAS), J.

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